



U.S. Citizenship
and Immigration
Services

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FILE:

WAC 01 217 53939

Office: CALIFORNIA SERVICE CENTER

Date: JUN 28 2005

IN RE:

Petitioner:

Beneficiary:

PETITION: Immigrant Petition for Alien Worker as a Member of the Professions Holding an Advanced Degree or an Alien of Exceptional Ability Pursuant to Section 203(b)(2) of the Immigration and Nationality Act, 8 U.S.C. § 1153(b)(2)

ON BEHALF OF PETITIONER:

PUBLIC COPY

INSTRUCTIONS:

The Director, California Service Center, denied the nonimmigrant petition and the Administrative Appeals Office (AAO) summarily dismissed a subsequent appeal on March 31, 2004. The AAO is reopening this matter on motion pursuant to 8 C.F.R. § 103.5(a)(5)(ii) for purposes of entering a new decision. You are permitted a period of 30 days in which to submit a brief. (The record already contains the petitioner's September 2003 appellate brief; the petitioner need not resubmit this document.) If you do not wish to submit a brief, you may waive this 30-day period in writing and fax the waiver to the AAO at (202) 272-1262.

Mari Johnson

Robert P. Wiemann, Director
Administrative Appeals Office